IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO.5331 OF 2003
IN
CRIMINAL APPEAL NO.1546 OF 2003

State of Maharashtra Applicant

Vs.

Agatrao Banu Hirave & ors. Respondents

Mrs.A.S.Pai, APP for State.

Mr.K.B.Sonwalkar for Resp.Nos.1,3,5,7 to 12 & 14.

CORAM: B.H.MARLAPALLE & SMT.R.S.DALVI,JJ.

January 20, 2006.

P.C.

. Heard Mrs.Pai, the learned APP. The State has filed criminal appeal under Section 377 of Cr.P.C. for enhancement of sentence awarded in Regular Criminal Case No.77 of 2001 by the Judicial Magistrate First Class but belatedly and hence this application for condonation of delay.

. As per the office note the delay caused is of 145 days.

. None of the served respondents have opposed the prayer for condonation of delay by filing an affidavit-in-reply. The explanation furnished in

paragraphs 3 and 4 of this application makes out a good case for condoning the delay. Hence the application is allowed in terms of prayer clause (a).

(SMT.R.S.DALVI,J.) (B.H.MARLAPALLE,J.)